

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled A METHOD FOR SOLID STATE GENOME ANALYSIS, the specification of which

☒ is attached hereto.

☐ was filed on _____ as United States application number _____ and amendment on _____.

I do not know and do not believe that the invention was ever known or used in the United States before my or our invention thereof.

I do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application;

I do not know and do not believe that the invention was in public use or on sale in the United States more than one year prior to this application.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below, and I have also identified and listed below any foreign application(s) for patent or inventor's certificate, or PCT international application, having a filing date before that of the application(s) on which priority is claimed:

FOREIGN APPLICATION(S)

Number	Country	day month year filed	Priority Claimed

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any U.S. provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION(S)

Application Serial No.	Filing Date
60 123,362	March 8, 1999

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or under Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

PRIORITY U.S. APPLICATION(S)

Application Serial No.	Filing Date	Status

POWER OF ATTORNEY

I hereby appoint the following attorneys and or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Brian J. Laurenzo (Registration No. 34,207) and Michael C. Gilchrist (Registration No. 40,619).

Address all telephone calls to: Brian J. Laurenzo at (515) 283-1000.

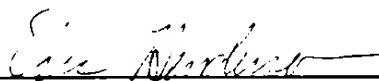
Address all correspondence to:

Brian J. Laurenzo
Dorsey & Whitney LLP
801 Grand Avenue
Suite 3900
Des Moines, Iowa 50309

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

ERIC HENDERSON

Name of Sole or First Inventor



Inventor's Signature

March 2, 2000

Date

2807 Torrey Pines Road
Ames, Iowa 50014

Post Office Address

United States of America

Citizenship

2807 Torrey Pines Road
Ames, Iowa 50014

Residence Address

MICHAEL P. LYNCH

Name of Sole or First Inventor



Inventor's Signature

March 2, 2000

Date

3205 Lettie Street
Ames, Iowa 50014

Post Office Address

United States of America

Citizenship

3205 Lettie Street
Ames, Iowa 50014

Residence Address

Applicants ERIC HENDERSON and MICHAEL P. LYNCH
Serial No. To Be Assigned
Filed March 7, 2000
For A METHOD FOR SOLID STATE GENOME ANALYSIS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled A METHOD FOR SOLID STATE GENOME ANALYSIS described in:

☒ (X) the specification filed herewith;

☐ () application serial no. _____, filed _____,

☐ () patent no. _____, issued _____.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ () no such person, concern or organization

☒ (X) persons, concerns or organizations listed below:

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: BioForce Laboratory, Inc.
ADDRESS: 2901 South Loop Drive, Ames, Iowa 50019
☐ () INDIVIDUAL ☒ (X) SMALL BUSINESS CONCERN ☐ () NONPROFIT ORGANIZATION

FULL NAME: _____
ADDRESS: _____
☐ () INDIVIDUAL ☐ () SMALL BUSINESS CONCERN ☐ () NONPROFIT ORGANIZATION

FULL NAME: _____
ADDRESS: _____
☐ () INDIVIDUAL ☐ () SMALL BUSINESS CONCERN ☐ () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

ERIC HENDERSON
Name of Inventor


Signature

March 2 2000
Date

MICHAEL P. LYNCH
Name of Inventor


Signature

3-2-2000
Date

Applicants ERIC HENDERSON and MICHAEL P. LYNCH
Serial No To be Assigned
Filed March 7, 2000
For A METHOD FOR SOLID STATE GENOME ANALYSIS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. 1.9(f) and 1.27(c) - SMALL BUSINESS CONCERN)**

I hereby declare that I am

- ☐ the owner of the small business concern identified below
☐ an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF CONCERN BioForce Laboratory, Inc.
ADDRESS OF CONCERN 2901 South Loop Drive, Ames, Iowa 50010

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. 121.3-18, and reproduced in 37 C.F.R. 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled A METHOD FOR SOLID STATE GENOME ANALYSIS by inventor(s) ERIC HENDERSON and MICHAEL P. LYNCH described in

- ☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below*, and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 C.F.R. 1.27).

FULL NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME _____
ADDRESS _____
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing ERIC HENDERSON
Title of Person Other Than Owner President
Address of Person Signing 2901 South Loop Drive, Ames, Iowa 50010

Signature *Eric Henderson* Date *March 2, 2000*